

UNITED STATES COURT OF APPEALS

FOR THE FOURTH CIRCUIT

FILED
March 12, 1998

No. 98-4125(L)
98-4183
CR-96-43

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

JAMES R. ROGERS, a/k/a Rich

Defendant - Appellant

O R D E R

The Court consolidates these cases for purposes of briefing and oral argument and directs that:

1. James R. Rogers is designated the appellant pursuant to Local Rule 28 for purposes of briefing, preparation of the joint appendix, and oral argument;
2. one joint brief shall be permitted per side;
3. the parties on each side shall share the time allowed for oral argument;
4. each side shall notify the Court of the attorney designated as lead counsel within ten days of the date of this order.

For the Court - By Direction

/s/ Patricia S. Connor

CLERK

205

XX Notice of Filing
 Cross Appeal
 Interlocutory Appeal
 Additional NOA
 Amended NOA
 Transmittal of Record
 Transmittal of Certif.
 Supplement to ROA
 Supplemental Certif.
 Other _____

UNITED STATES DISTRICT COURT
 for the
 NORTHERN DISTRICT OF WV
 at WHEELING
 Caption:
 U.S.A., appellee
 v.
 JAMES R. ROGERS,
 appellant

District Court No. 1:6 1998
 1:96CR43-02
 4CCA No.: 98-4125
 Consolidated with No.:
 Case Manager:
 CARINA DOMEIKA

Part I

Notice of appeal is enclosed to all parties (except to appellant in civil cases); NOA, docket entries, dist. ct. opinion and order, and magistrate judge's recommendation (if applicable) are enclosed to 4CCA.

1. NOA filed: Mar. 6, 1998	4. Fees <u>XX</u> USA no fee required
2. Amended NOA filed:	\$5 filing fee: _____ paid _____ unpaid
3. District Judge:	\$100 docket fee: _____ paid _____ unpaid
	Pauper status: _____ granted _____ denied _____ pending in district ct
	PLRA Notice Sent: Yes _____ No _____
	5. Materials Under Seal in District Court: Yes _____ No _____
6. Official Court Reporter(s):	7. Transcript
Contract Court Reporter:	In-Court Hearing Held: Yes _____ No _____
Coordinator:	8. Criminal/Prisoner Cases
	_____ recalcitrant witness Defendant's Address:
	_____ on death row
	_____ in custody
	_____ on bond
	_____ on probation

Part II

ORIGINAL RECORD

TRANSMITTAL OF RECORD TO COURT OF APPEALS
SUPPLEMENT TO RECORD-SUPPLEMENT # _____

Pleadings: Vols. _____
 Transcript: Vols. _____
 Exhibits: Vols. _____
 Depositions: Vols. _____
 State Ct. Record: Vols. _____
 Sealed: Vols. _____
 No. of Boxes: _____

Pleadings: Vols. _____
 Transcript: Vols. _____
 Exhibits: Vols. _____
 Depositions: Vols. _____
 State Ct. Record: Vols. _____
 Sealed: Vols. _____
 No. of Boxes: _____

Deputy Clerk: RITA J. SEDOSKY

Phone: (304) 232-0011

Date: 3/9/98